

PROOF OF PUBLICATION

m/43/021



STATE OF UTAH, }
County of Summit, } ss.

I, Nancy Davis

being first duly sworn, depose and say that I am the _____

Bookkeeper of The Summit County Bee, a week-

ly newspaper of general circulation, published once each week at

Coalville, Utah, that the notice attached hereto and which is a

In the Matter of a Tentative Decision

was published in said newspaper for One con-

secutive issues, the first publication having been made on the

5 day of May, 2000, and the last

on the 5 day of May, 2000, that said

notice was published in the regular and entire issue of every number

of the paper during the period and times of publication, and the same

was published in the newspaper proper and not in any supplement.

Nancy Davis

Subscribed and sworn to before me this 5th day of

May, 2000

June Min
Notary Public

My commission expires Aug. 29, 2000

BEFORE THE DIVISION OF OIL, GAS AND MINING DEPARTMENT OF NATURAL RESOURCES STATE OF UTAH IN THE MATTER OF A TENTATIVE DECISION TO APPROVE A MINING AND RECLAMATION

PLAN FOR BMW STONE, INCORPORATED, SUMMIT COUNTY, UTAH

NOTICE OF TENTATIVE DECISION TO APPROVE NO. M/043/021

THE STATE OF UTAH TO ALL OPERATORS, TAKERS OF PRODUCTION, MINERAL AND ROYALTY OWNERS, AND PARTICULARLY ALL PERSONS INTERESTED IN SECTION 21, TOWNSHIP 1 SOUTH, RANGE 5 EAST, SLBM, SUMMIT COUNTY, UTAH.

Notice is hereby given by the Division of Oil, Gas and Mining of its tentative decision to approve the Mining and Reclamation Plan for BMW Stone, Incorporated's Brown's Canyon Rock Quarry mining activities will effect the following area: SW/4 NW/4 and NW/4 SW/4, Section 21, Township 1 South, Range 5 East, SLBM, Summit County, Utah.

BMW Stone, Inc. has submitted a permit application to expand their existing small mining operation to a large mine status. The operator will employ the following mining and reclamation techniques on approximately 9.1 acres of land to be affected by the proposed mining operation.

During Operations,

Sandstone is excavated from the ground using a backhoe. Once stone is removed, it is spread out with front end loaders and palletized for sale. Waste material is added to the dump, to be crushed for ground cover (landscape material). All trash and debris is col-

mining is in process. There is a fence around the property to keep the public out. The edge of the ephemeral alluvial has been lined with large boulders to prevent any impact to this drainage.

After Operations

The area, except the access road, will be reclaimed. All structures will be removed. All slopes will be regraded to a slope of 3:1 or less. There will be no pit or high wall left at the end of mining. Compacted areas will be ripped. One foot of topsoil or other suitable plant growth material will be spread over all disturbed areas (except the access road) and amended with five tons per acre of composted manure. The disturbed area will be broadcast seeded with an approved seed mix that will provide quality cover and forage for grazing and wildlife habitat.

The person representing the company is Mr. Mark Willes, Phone (801) 562-0852. BMW Stone, Inc. is fulfilling obligations under the Utah Mined Land Reclamation Act of 1975, Utah Code Ann. §40-8-18.

Any person or agency aggrieved by this tentative decision for the proposed mining may request a public hearing. The hearing shall be held within 30 days of the date of publication of this tentative decision. The hearing shall be held at the office of the Assistant Director of Mining, Division of Reclamation and Mining, 52 West North Temple, Suite 100, Box 14580, Salt Lake City, Utah 84116. The hearing shall be held on the 1st day of the month following the date of publication of this tentative decision. If no request for a hearing is received by the Division within 30 days after the last date of publication, the tentative decision of the Division will be final.

DATED THIS 28th day of April, 2000.

DIVISION OF OIL AND MINING
William Wright
Assistant Director of Mining
Published in The Salt Lake Tribune May 2, 2000